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Attorney for Defendant KEVIN CALDERA

UNITED STATES DISTRICT COURT  
 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
 (Oakland Venue)

UNITED STATES OF AMERICA,	)	Case No. 05-712-CW
	)	
Plaintiff,	)	STIPULATION AND <del>PROPOSED</del>
	)	ORDER CONTINUING
vs.	)	SENTENCING HEARING
	)	
KEVIN CALDERA,	)	
	)	
Defendant.	)	
_____	)	Judge: Hon. Claudia Wilken

The presentence investigation has been delayed as a result of a combination of factors, including vacations on the part of defense counsel and the probation officer and a delay in reassigning this case to another Assistant U.S. Attorney after the departure of the previously assigned AUSA. As a result, the parties wish to continue the sentencing hearing to allow the probation officer sufficient time to assemble the necessary information and prepare the presentence report. The defendant remains incarcerated in the North County Jail.

Plaintiff, the United States of America and defendant Kevin Caldera, by and through their respective counsel of record, hereby agree and stipulate that the

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1 previously set sentencing date of November 13, 2006 at 2:00 p.m. shall be continued until  
2 Monday, December 4, 2006 at 2:00 p.m.

3 IT IS SO STIPULATED:

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5 DATED: October 10, 2006

/S/ Suzanne A. Luban  
SUZANNE A. LUBAN,  
Counsel for Defendant Cooper

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8 DATED: October 10, 2006

/S/ Kimberly Briggs<sup>1</sup>  
KIMBERLY BRIGGS  
Assistant United States Attorney  
Counsel for Plaintiff

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13 For Good Cause Shown, IT IS SO ORDERED.

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15 10/11

16 Dated: \_\_\_\_\_, 2006

  
HON. CLAUDIA WILKEN  
U.S. District Judge

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26 <sup>1</sup>I hereby attest that I have on file all holograph signatures for any signatures  
indicated by a "conformed" signature (/S/) within this efiled document.

27 /S/ Suzanne A. Luban  
SUZANNE A. LUBAN  
28 Counsel for Defendant Cooper